IN WITNESS WHEREOF, the undersigned have caused this Settlement Agreement to be executed as of the dates set forth below:

FOR THE FREY DEFENDANTS:

James Frey

Date: 1/2/07

James Frey
Big Jim Industries, Inc.

Date: 1/2/07

Maya Frey

Date: 1/2/07

Derek J. Meyer
McDermott Will & Emery LLP
227 West Monroe Street, Suite 4400
Chicago, Illinois 60606
Attorney for the Frey Defendants

Date: 1/2/07

FOR THE RANDOM HOUSE DEFENDANTS:

Robert Sorrentino
Senior Vice President, Taxes, Random House, Inc.

Date:

Robert Sorrentino
President, Doubleday & Company, Inc.

Date:

Robert Sorrentino
Vice President, Taxes, Random House VG, Inc.

Date:

Mark B. Blocker
Sidley Austin LLP
One South Dearborn
Chicago, Illinois 60603
Attorney for the Random House Defendants

Date:

Dockets.Justia.com

IN WITNESS WHEREOF, the undersigned have caused this Settlement Agreement to be executed as of the dates set forth below:

FOR THE FREY DEFENDANTS:

James Frey

Date:

James Frey
Big Jim Industries, Inc.

Date:

Maya Frey

Date:

Derek J. Meyer
McDermott Will & Emery LLP
227 West Monroe Street, Suite 4400
Chicago, Illinois 60606
Attorney for the Frey Defendants

Date:

FOR THE RANDOM HOUSE DEFENDANTS:

Robert Sorrentino
Senior Vice President, Taxes, Random House, Inc.

Date: 12/15/06

Robert Sorrentino
President, Doubleday & Company, Inc.

Date: 12/15/06

Robert Sorrentino
Vice President, Taxes, Random House VG, Inc.

Date: 12/15/06

Mark B. Blocker
Sidley Austin LLP
One South Dearborn
Chicago, Illinois 60603
Attorney for the Random House Defendants

Date: 12/28/2006

FOR THE PLAINTIFFS:

Marcia Vedral
Plaintiff Marcia Vedral

Date: 12/6/06

Larry D. Drury
Larry D. Drury Ltd.
205 W. Randolph Street, Suite 1430
Chicago, Illinois 60606
Proposed Co-Lead Class Counsel
Attorney for Plaintiff Marcia Vedral

Date: 12-6-06

Michele Snow
Plaintiff Michele Snow

Date: 12-6-06

Evan J. Smith, Esquire
Brodsky & Smith, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
(610) 667-6200
Proposed Co- Lead Class Counsel
Attorney for Plaintiff Michele Snow

Date: 12-6-06

Plaintiff Jennifer Cohn

Date:

Thomas Mullaney
708 Third Avenue, Suite 2500
New York, New York 10017
Phone: (212) 223-0800
Liaison Class Counsel
Attorneys for Plaintiff Jennifer Cohn

Date:

Plaintiff Ann Marie Strack

Date:

Thomas A. Zimmerman, Jr.
Zimmerman and Associates, P.C.
100 West Monroe Street, Suite 1300
Chicago, Illinois 60603
Attorney or Plaintiff Ann Marie Strack

Date:

FOR THE PLAINTIFFS:

____
Plaintiff Marcia Vedral

Date:________________

____
Plaintiff Michele Snow

Date:________________

____
Larry D. Drury
Larry D. Drury Ltd.
205 W. Randolph Street, Suite 1430
Chicago, Illinois 60606
Proposed Co-Lead Class Counsel
Attorney for Plaintiff Marcia Vedral

Date:________________

____
Evan J. Smith, Esquire
Brodsky & Smith, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
(610) 667-6200
Proposed Co- Lead Class Counsel
Attorney for Plaintiff Michele Snow

Date:________________

Diane Marolda
Plaintiff Diane Marolda

Date: 12/7/06

____
Plaintiff Ann Marie Strack

Date:________________

[signature]
Thomas Mullaney
708 Third Avenue, Suite 2500
New York, New York 10017
Phone: (212) 223-0800
Liaison Class Counsel
Attorneys for Plaintiff Diane Marolda

Date: 12.5.2006

____
Thomas A. Zimmerman, Jr.
Zimmerman and Associates, P.C.
100 West Monroe Street, Suite 1300
Chicago, Illinois 60603
Attorney or Plaintiff Ann Marie Strack

Date:________________

FOR THE PLAINTIFFS:

____
Plaintiff Marcia Vedral

Date:______________

____
Plaintiff Michele Snow

Date:______________

____
Larry D. Drury
Larry D. Drury Ltd.
205 W. Randolph Street, Suite 1430
Chicago, Illinois 60606
Proposed Co-Lead Class Counsel
Attorney for Plaintiff Marcia Vedral

Date:______________

____
Evan J. Smith, Esquire
Brodsky & Smith, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
(610) 667-6200
Proposed Co- Lead Class Counsel
Attorney for Plaintiff Michele Snow

Date:______________

____
Plaintiff Jennifer Cohn

Date:______________

____
Plaintiff Ann Marie Strack

Date: 12-8-06

____
Thomas Mullaney
708 Third Avenue, Suite 2500
New York, New York 10017
Phone: (212) 223-0800
Liaison Class Counsel
Attorneys for Plaintiff Jennifer Cohn

Date:______________

____
Thomas A. Zimmerman, Jr.
Zimmerman and Associates, P.C.
100 West Monroe Street, Suite 1300
Chicago, Illinois 60603
Attorney or Plaintiff Ann Marie Strack

Date: 12-11-2006

Jimmy Floyd

Plaintiff Jimmy Floyd

Date: 1/4/07

Alan S. Ripka

Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date: December 5, 2006

____
Plaintiff Jill Giles

Date:________________

____
Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date:________________

____
Plaintiff Pilar More

Date:________________

____
Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:________________

____
Plaintiff Shera Paglinawan

Date:________________

____
Michael David Myers
Myers & Company, P.L.L.C.
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date:________________

____
Plaintiff Sara Brackenrich

Date:________________

____
Vincent L. DiTommaso
DiTommaso & Lubin, PC
17W 220 22nd Street, Suite 200
Oakbrook Terrance, Illinois 61081
Attorney for Plaintiff Sara Brackenrich

Date:________________

Plaintiff Jimmy Floyd

Date:_______________

Plaintiff Jill Giles

Date:_______________

Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date: 11/29/06

Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date:_______________

Plaintiff Pilar More

Date: 11/29/06

Plaintiff Shera Paglinawan

Date:_______________

Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:_______________

Michael David Myers
Myers & Company, P.L.L.C.
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date:_______________

Plaintiff Sara Brackenrich

Date:_______________

Vincent L. DiTommaso
DiTommaso & Lubin, PC
17W 220 22nd Street, Suite 200
Oakbrook Terrance, Illinois 61081
Attorney for Plaintiff Sara Brackenrich

Date:_______________

Plaintiff Jimmy Floyd

Date:________________

Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date:________________

Plaintiff Pilar More

Date:________________

Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:________________

Plaintiff Sara Brackenrich

Date: 30 Nov. 06

Vincent L. DiTommaso
DiTommaso & Lubin, PC

Plaintiff Jill Giles

Date:________________

Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date:________________

Plaintiff Shera Paglinawan

Date:________________

Plaintiff Wendy Shaw

Date:________________

Michael David Myers
Myers & Company, P.L.L.C.
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date:________________

Plaintiff Jimmy Floyd

Date:________________

Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date:________________

Plaintiff Pilar More

Date:________________

Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:________________

Plaintiff Sara Brackenrich

Date:________________

Vincent L. DiTommaso
DiTommaso & Lubin, PC
17W 220 22nd Street, Suite 200
Oakbrook Terrance, Illinois 61081
Attorney for Plaintiff Sara Brackenrich

Date:________________

Jill Giles / by her attorney [signature]

Plaintiff Jill Giles

Date: 12-7-06

[signature]

Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date: 12-7-06

Plaintiff Shera Paglinawan

Date:________________

Michael David Myers
Myers & Company, P.L.L.C
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date:________________

____
Plaintiff Jimmy Floyd

Date:_______________

____
Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date:_______________

____
Plaintiff Pilar More

Date:_______________

____
Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:_______________

____
Plaintiff Sara Brackenrich

Date:_______________

____
Vincent L. DiTommaso
DiTommaso & Lubin, PC

____
Plaintiff Jill Giles

Date:_______________

____
Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date:_______________

Shera Paglinawan
Plaintiff Shera Paglinawan

Date: 3 Dec. 2006

____
Plaintiff Wendy Shaw

Date:_______________

M. D. Myers
Michael David Myers
Myers & Company, P.L.L.C.
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date: 12 · 3 · 2006

Plaintiff Jimmy Floyd

Date:________________

Plaintiff Jill Giles

Date:________________

Alan S. Ripka
Napoli Bern Ripka LLP
115 Broadway
New York, New York 10006
Attorney for Plaintiff Jimmy Floyd

Date:________________

Alan J. Statman
Colleen M. Hegge (of counsel)
2900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
Attorneys for Plaintiff Jill Giles

Date:________________

Plaintiff Pilar More

Date:________________

Plaintiff Shera Paglinawan

Date:________________

Thomas E. Pakenas
Dale and Pakenas
641 W. Lake Street, Suite 400
Chicago, Illinois 60661
Attorneys for Plaintiff Pilar More

Date:________________

[signature]
Plaintiff Wendy Shaw

Date: 12/2/06

Michael David Myers
Myers & Company, P.L.L.C.
1809 Seventh Avenue, Suite 700
Seattle, Washington 98101
Attorney for Plaintiff Shera Paglinawan

Date:________________

Plaintiff Sara Brackenrich

Date:________________

Vincent L. DiTommaso
DiTommaso & Lubin, PC